

**DEPARTMENT OF PUBLIC SAFETY**

**Division of Fire Prevention and Control**

**8 CCR 1507- 101**

**BUILDING AND FIRE CODE ADOPTION AND CERTIFICATION OF INSPECTORS FOR  
FIRE & LIFE SAFETY PROGRAMS ADMINISTERED BY THE STATE OF COLORADO**

**STATEMENT OF BASIS, STATUTORY AUTHORITY, AND PURPOSE**

Pursuant to Section 24-33.5-1203.5, C.R.S., the Director of the Colorado Division of Fire Prevention and Control shall promulgate rules as necessary to carry out the duties of the Division of Fire Prevention and Control. This rule is proposed pursuant to this authority and is intended to be consistent with the requirements of the State Administrative Procedures Act, Section 24-4-101, *et seq.*, C.R.S.

Section 44-30-515, C.R.S requires that the buildings and areas in which limited gaming will be conducted meet or exceed the codes adopted by the Director of the Division of Fire Prevention & Control except that there is no retroactive application of building code provisions for structures built or remodeled prior to July 1, 2011.

C.R.S. Title 24 Article 33.5 Part 12 directs that fire suppression systems installed in commercial and residential occupancies are designed, installed, inspected and maintained; waste tire facilities meet minimum safety standards; that health facilities licensed by the State of Colorado are constructed and inspected; and that public school buildings or structures are constructed and inspected according to the codes and standards adopted by the Director of the Division of Fire Prevention & Control.

Section 24-33.5-2003(4), C.R.S directs that the discharge of fireworks will be conducted in accordance with the requirements of the national fire protection association as stated in NFPA-1123, code for the outdoor display of fireworks or NFPA-1126, standard for the use of pyrotechnics before a proximate audience, which are adopted and promulgated herein as minimum standards for persons dealing with fireworks in accordance with C.R.S. 24-4-103 (12.5).

Section 24-33.5-2008, C.R.S directs that all storage of fireworks in an area where the governing body has not adopted a fire code shall be in accordance with the fire code adopted by the Director of the Division of Fire Prevention & Control.

The Division of Fire Prevention and Control is authorized to certify a person with fire safety responsibilities who is employed by, under contract to, or volunteers services to the state or a governing body as a fire inspector by the provisions of section 24-33.5-1211, C.R.S.


The Division of Fire Prevention and Control is authorized to certify a person with third-party building inspector responsibilities by the provisions of section 24-33.5-1213.5, C.R.S.

The Division of Fire Prevention and Control is authorized to certify a person with fire suppression system inspector and/or plan review responsibilities by the provisions of section 24-33.5-1206.4, C.R.S.

The Director of the Division of Fire Prevention and Control is authorized by the provisions of section 24-33.5-1203.5, C.R.S., to promulgate rules and adopt codes in order to carry out the duties of the Division of Fire Prevention and Control.

The purpose of this rule is to consolidate the code adoption provisions and inspector certification provisions of C.R.S. 44-30-515, C.R.S. 24-4-103, C.R.S. 24-33.5-2003 and 2008, and C.R.S. Title 24 Article 33.5 Part 12 within the rules of the Division of Fire Prevention and Control pertaining to the fire and life safety programs administered by the State of Colorado.

These responsibilities are considered as a matter of life safety importance, therefore the absence of implementing rules to carry out the purpose of the statutes would be contrary to the public peace, health, and safety of the state. For these purposes it is imperatively necessary that the proposed rules be adopted.

  
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Mike Morgan, Division Director  
Colorado Department of Public Safety  
Division of Fire Prevention and Control

2-8-19  
Date of Adoption